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INTEL CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VLSI TECHNOLOGY, LLC,
Plaintiff,
v.
INTEL CORPORATION,
Defendant

Case No. 5:17-cv-05671-BLF-NC

**INTEL CORPORATION'S REPLY IN
SUPPORT OF OMNIBUS DAUBERT
MOTION TO EXCLUDE AND/OR STRIKE
THE IMPROPER OPINIONS AND
TESTIMONY OF DR. RYAN SULLIVAN,
MR. MARK CHANDLER, DR. THOMAS
CONTE, DR. WILLIAM MANGIONE-
SMITH, AND DR. DEAN NEIKIRK**

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TABLE OF AUTHORITIES

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2	Federal Cases
4	<i>Apple Inc. v. Wi-LAN Inc.</i> , 25 F.4th 960 (Fed. Cir. 2022)8, 11, 12
5	<i>Omega Patents, LLC v. CalAmp Corp.</i> , 13 F.4th 1361 (Fed. Cir. 2021) <i>passim</i>
7	<i>Elbit Sys. Land & C4I Ltd. v. Hughes Network Sys., LLC</i> , 927 F.3d 1292 (Fed. Cir. 2019).....11
9	<i>Exmark Mfg. Co. Inc. v. Briggs & Stratton Power Prod. Grp., LLC</i> , 879 F.3d 1332 (Fed. Cir. 2018).....4, 5, 10, 15
10	<i>Franklin Life Ins. Co. v. Mast</i> , 435 F.2d 1038 (9th Cir. 1970)10
12	<i>GREE, Inc. v. Supercell Oy</i> , 2020 WL 4288345 (E.D. Tex. July 27, 2020)12
13	<i>Hanson v. Alpine Valley Ski Area, Inc.</i> , 718 F.2d 1075 (Fed. Cir. 1983).....2
15	<i>Intel Corp. v. Future Link Sys., LLC</i> , 2017 WL 2482881 (D. Del. June 1, 2017).....2
17	<i>Intel Corp. v. Tela Innovations, Inc.</i> , 2021 WL 1222622 (N.D. Cal. Feb. 11, 2021), Opp. 1811
19	<i>Intel Corporation v. Tela Innovations, Inc.</i> , 18-cv-02848, Dkt. 368 (N.D. Cal. May 11, 2021).....11
20	<i>LaserDynamics, Inc. v. Quanta Computer, Inc.</i> , 694 F.3d 51 (Fed. Cir. 2012) <i>passim</i>
22	<i>MLC Intell. Prop., LLC v. Micron Tech., Inc.</i> , 10 F.4th 1358 (Fed. Cir. 2021)9
23	<i>Mobile Equity Corp. v. Walmart Inc.</i> , 2022 WL 4492403 (E.D. Tex. Sept. 27, 2022)2
25	<i>VirnetX, Inc. v. Cisco Sys., Inc.</i> , 767 F.3d 1308 (Fed. Cir. 2014).....4
27	<i>VLSI Tech. LLC v. Intel Corp.</i> , 6:21-cv-57 (W.D. Tex. Feb. 19, 2021)13

1 *Water Techs. Corp. v. Calco, Ltd.*,
2 850 F.2d 660 (Fed. Cir. 1988).....6

2 *Whitserve, LLC v. Computer Packages, Inc.*,
3 694 F.3d 10 (Fed. Cir. 2012).....10

4 **Other Authorities**

5 Fed. R. Evid. 702 (Am. Dec. 1, 2023)5, 15

6 Fed. R. Evid. 40313

7 **Exhibits**

8 The exhibits cited in the motion as “Ex. __” are attached to the Declaration of Mark Selwyn filed
9 herewith.

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2 Respectfully submitted,

3 Dated: August 25, 2023
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